

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

PAUL KIRCHER, III,	:	No. 4:13-cv-02143
	:	
Plaintiff,	:	(Judge Brann)
	:	
v.	:	
	:	
PENNSYLVANIA STATE POLICE	:	
DEPARTMENT, and TROOPER	:	
ERIC FARABAUGH and TROOPER	:	
DENNIS MILLER, in their official	:	
and individual capacities,	:	
	:	
Defendants.	:	

**ORDER**

**AND NOW**, this 17<sup>th</sup> day of August 2016, in accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED** that:

1. Magistrate Judge Arbuckle's Report and Recommendation, ECF No. 57, is **ADOPTED IN PART AND REJECTED IN PART**.
2. Defendant's Motion for Summary Judgment, ECF No. 34, is **GRANTED**.

3. The Clerk of Court is directed to enter judgment in favor of Defendants and to close this case.

BY THE COURT:

s/ Matthew W. Brann  
Matthew W. Brann  
United States District Judge